IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 5TH DECEMBER 2007 / 14TH AGRAHAYANA 1929

WP(C).No. 32428 of 2006(I)

PETITIONERS:
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1. **T.P.RAVEENDRAN, HC 4018,**
   BALUSSERY POLICE STATION, THANDAPURATHUMMEL,
   MOOLAD P.O., NADUVANNUR, KOTTOOR VILLAGE,
   KOYILANDY TALUK, KOZHIKODE DISTRICT.

2. **K.P.VENUGOPAL, HC 4042,**
   THAMARASSERY POLICE STATION,
   KACHERIPARAMBATH, KEEZHARIYOOR VILLAGE,
   KOYILANDY TALUK, KOZHIKODE.

3. **K.T.DEVASSIA, PC 5676,**
   ATHOLY POLICE STATION, KARINGADA HOUSE,
   THIRUVAMPADY, WAYANAD DISTRICT.

4. **P.JAYACHANDRAN, PC 6312,**
   THAMARASSERY POLICE STATION, MANGAD P.O.,
   UNNIKULAM, SIVAPURAM VILLAGE, KOYILANDY TALUK,
   KOZHIKODE DISTRICT.

5. **P.K.VIJAYAN, HC 6184,**
   THAMARASSERY POLICE STATION,
   POOVATHUMKANDY HOUSE, KARUMALA P.O.,
   SIVAPURAM VILLAGE, KOYILANDY TALUK,
   KOZHIKODE DISTRICT.

BY ADV. SRI.K.JAJU BABU
SMT.M.U.VIJAYALAKSHMI
SRI.BRIJESH MOHAN
SRI.T.R.SADEESAN
SMT.DHANYA CHANDRAN

W.P.(C) NO.32428/2006

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVT., HOME DEPARTMENT, GOVERNMENT SECRETARIAT, TRIVANDRUM.**

2. **THE SECRETARY TO GOVERNMENT, VIGILANCE DEPARTMENT, GOVT. SECRETARIAT, TRIVANDRUM.**

3. **THE DIRECTOR GENERAL OF POLICE, POLICE HEADQUARTERS, TRIVANDRUM.**

4. **THE DIRECTOR, VIGILANCE AND ANTI CORRUPTION BUREAU, TRIVANDRUM.**

5. **THE SUPERINTENDENT OF POLICE, VIGILANCE AND ANTICORRUPTION BUREAU, NORTHERN RANGE, KOZHIKODE.**

6. **THE SUPERINTENDENT OF POLICE, KOZHIKODE (RURAL), VADAKARA, KOZHIKODE-5.**

BY GOVERNMENT PLEADER SRI.P.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.32428/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE PROCEEDINGS NO.G2/41560/04-DR. DT.16.10.04 ISSUED TO THE PETITIONRS 1 TO 4 ISSUED BY THE 6TH RESPONDENT.

EXT.P2:- COPY OF THE PROCEEDINGS NO.G2/41561/04-DR. DT. 4.11.04 ISSUED TO PETITIONRS 1 TO 4 BY THE 6TH RESPONDENT.

EXT.P3:- COPY OF THE REPORT AND MAHAZAR SUBMITTED BY THE C.I. OF POLICE, THAMARASSERY TO THE DEPUTY DIRECTOR OF INCOME TAX (INVESTIGATION) KOZHIKODE DT. 8.3.05.

EXT.P4:- COPY OF THE REPORT AND MAHAZAR SUBMITTED BY THE DEPUTY SUPERINTENDENT OF POLICE, THAMARASSERY BEFORE THE DEPUTY DIRECTOR OF INCOME TAX, KOZHIKODE DT. 1.8.3.05.

EXT.P5:- COPY OF THE ORDER DT. 9.7.05 VIDE NO.H1-32643/05/DR ISSUED BY THE 6TH RESPONDENT.

EXT.P6:- COPY OF THE REPRESENTATION SUBMITTED BY PETITIONERS BEFORE THE 3RD RESPONDENT DT. 30.8.06.

EXT.P7:- COPY OF THE JUDGMENT DT. 18.9.06 IN WPC 15170/06 OF THIS HONOURABLE COURT.

EXT.P8:- COPY OF THE ORDER NO.G4/70400/05 DT. 20.11.06 ISSUED BY THE 3RD RESPONDENT.

EXT.P9:- COPY OF THE CIRCULAR NO.5642/E3/98/VIG. DT. 6.11.99 ISSUED BY THE IST RESPONDENT.

EXT.P10:- COPY OF THE REVIEW PETITION FILED BY THE PETITIONERS BEFORE THE 3RD RESPONDENT ON 21.4.07.

EXT.P11:- COPY OF THE ORDER NO.G4/70400/05 DT. 18.6.07 ISSUED BY THE 3RD RESPONDENT.

ANNEXURE R2(a):- COPY OF THE ORDER OF THE SUSPENSION REVIEW COMMITTEE.

/TRUE COPY/

P.A. TO JUDGE

tss

V.GIRI,J.

W.P (C) No. 32428 of 2006

Dated this the 5th December, 2007

J U D G M E N T

The petitioners challenged Exhibit-P8 order of suspension, by which, the petitioners request for review of their suspension was declined. A detailed interim order was passed by this Court on 26.9.2007 directing the Government to reconsider the question as to whether petitioners suspension can be revoked.

Pursuant there to, Suspension Review Committee considered the petitioners' case and recommended that petitioners suspension be revoked and that they be reinstated in non-sensitive post outside the District. A copy of the report of the Suspension Review Committee has been placed before this Court along with an affidavit filed by the respondent. The same is recorded.

In the circumstances, this writ petition is disposed of directing the 3rd respondent to pass orders of posting to petitioners, without further delay, at any rate, within three weeks from the date of receipt of a copy of this judgment.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007